

The Regular Meeting of the
Brian Head Town Council
Town Hall - 56 North Highway 143
Brian Head, UT 84719
TUESDAY, AUGUST 09, 2016 @ 1:00 PM

Roll Call.

Members Present: Mayor Pro Tem Clayton Calloway, Council Member Larry Freeberg, Council Member David Bourne.

Members Excused: Mayor H. C. Deutschlander, Council Member Reece Wilson.

Staff Present: Bret Howser, Nancy Leigh, Shane Williamson, Dan Benson, Wendy Dowland, Cecilia Johnson

A. CALL TO ORDER

Mayor Pro Tem Calloway called the regular meeting of the Brian Head Town Council to order at 1:00 pm.

B. PLEDGE OF ALLEGIANCE

Mayor Pro Tem Calloway led the Council and others in the Pledge of Allegiance.

C. DISCLOSURES

There were no conflicts with today's agenda items. Mayor Pro Tem Calloway stated that the disclosure statements are on file at the Town Clerks office and are available for public inspection during normal business hours.

D. PUBLIC INPUT/ REPORTS (Limited to three (3) minutes) Non-Agenda Items

Council Member Bourne inquired if the Ridge View Street Improvement project is completed since he noticed it looked like the road may be damaged. Bret responded the fog seal is schedule to be completed at the end of August.

Bret Howser, Town Manager,

1. Summer shuttle services: the town has been running a trial summer shuttle service loop from Brian Head to Cedar Breaks National Monument. The trial service ran for a couple of weeks in July and the ridership was extremely low. The town discontinued the loop route through the monument, but continues to run the shuttle during the weekends for the months of July and August. The shuttle will also be available for the Rockoberfest event in September. Bret reported the Council will discuss the summer shuttle system during the annual strategic retreat in January.
2. Received a notice that the town did not receive the FLAP grant that was submitted in conjunction with Cedar Breaks National Monument for a non-motorized trail from Brian Head to Cedar Breaks National Monument.
3. Staff did apply for the Utah Outdoor Recreation Grant for paving the walking trail through town. Bret explained this would benefit the town in an effort to keep the public off the highway and move them onto a paved trail which would also be plowed in the winter season. The state grant funding is up to \$75,000 and the project has been broken down into phases due to the cost of the project. The first phase of the project will be from the hotels to Giant Steps ski base. The town will partner with Utah Department of Transportation (UDOT) who has expressed an interest in the project. Staff will keep the Council updated.



- 1 4. Met with John Grissinger, Brian Head Resort, regarding the Alpine Loop Trail to request
2 permission to re-route the trail off of the ATV trail along the creek area. The trail crew will
3 construct a single track trail with a foot bridge over the creek and the trail will run parallel with the
4 ATV trail going north towards the Timberbrook Condos.
5

6 **Dan Benson, Public Safety Director**

- 7 1. Cows are in the Steam Engine Meadows Subdivision. Dan reported that unknown to the
8 cattlemen, the Division of Natural Resource (DNR) took down the fence at Yankee Meadows and
9 the cattle proceeded to move into the Brian Head area. DNR agreed to put back the fence at
10 Yankee Meadows.
11 Chief Benson reported he is working with the cattlemen and John Grissinger on constructing an
12 electric fence along the town boundaries and John Grissinger's property. The cattlemen will be
13 installing an electric fencing and they are working around the trails with a gate for biking/hiking.
14 The fence is scheduled to be completed before September 21, 2016. The cattlemen have agreed
15 to try and keep the cattle out of the town.
16 Bret Howser, Town Manager, updated the Council on the funding to build the fence along the
17 town boundaries in which there are a couple of miles of fencing that will be completed and the
18 town has agreed to purchase the materials for up to \$5,000. Bret explained he believes it will
19 save the town in the long run with the prevention of damage from the cattle to the town's
20 infrastructure. The funding is identified out of the contingency fund.
21 2. The Fire Department is working on fuel mitigation. One photograph from the Public Safety
22 Department update shows the end result of fuel mitigation on Toboggan Lane in which the grass
23 is now growing.
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25

26 **E. APPROVAL OF THE MINUTES:**

27 **1) June 28, 2016 Town Council meeting.**

- 28
29 **Motion:** Council Member Freeberg moved to approve the June 28, 2016 Town Council minutes.
30 Council Member Bourne seconded the motion.
31 **Action:** **Motion carried 3-0-0 (summary: Yes = 3 Vote: Yes:** Council Member Bourne, Council
32 Member Freeberg, Mayor Pro Tem Calloway. **Absent:** Council Member Wilson, Mayor
33 Deutschlander).
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35 **2) July 12, 2016 Town Council meeting.**

- 36
37 **Motion:** Council Member Bourne moved to approve the June 12, 2016 Town Council minutes.
38 Council Member Freeberg seconded the motion.
39 **Action:** **Motion carried 3-0-0 (summary: Yes = 3 Vote: Yes:** Council Member Bourne, Council
40 Member Freeberg, Mayor Pro Tem Calloway. **Absent:** Council Member Wilson, Mayor
41 Deutschlander).
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45 **F. AGENDA ITEMS:**

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47 **1. BID AWARD FOR VASELS WATER/SEWER LINE EXTENSION.** Bid award for the Vasels
48 water/sewer line extension project.
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50 Shane Williamson, Public Works Director, presented the bid tabulation for the Vasels water/sewer line
51 extension project (see attached). Shane explained the town received three bids and Orton Excavating
52 was the lowest qualified bid at \$86,730.90 (see attached). Shane gave a brief explanation of the project
53 in which the town will be installing 490' of water/sewer line as part of the Vasels Development agreement.
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1 Bret Howser, Town Manager, explained the town identified two bid schedules (A & B) in which option B
2 includes an add alternate for the dedicated snowmaking line in case the waterline failed the holding test.
3 Shane explained the crew did put water in the snowmaking line and it held water so the crew is now
4 making the final connection at Snowflake. Bret recommended the Council award the bid to Orton
5 Excavating in the amount of \$86,730.90.

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7 The Council held discussion on the following:

- 8 1. Mayor Pro Tem Calloway inquired if this project will fulfill the Vasels development agreement in
9 full. Bret responded it will fulfill the agreement.
- 10 2. Council Member Bourne inquired if the project will begin once the funds are approved. Bret
11 explained the Council will hold a public hearing and budget adjustment at the next Council
12 meeting for the purpose of this project and the project is to be completed by September 30, 2016
13 which is also identified in the Vasels agreement.

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15 **Motion:** Council Member Bourne moved to award the Vasels water/sewer line extension project to
16 Orton Excavating in the amount of \$86,730.90. Council Member Freeberg seconded the
17 motion.

18 **Action:** **Motion carried 3-0-0 (summary: Yes = 3 Vote: Yes:** Council Member Bourne, Council
19 Member Freeberg, Mayor Pro Tem Calloway. **Absent:** Council Member Wilson, Mayor
20 Deutschlander).

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23 **2. HEAVY EQUIPMENT DEFINITION DISCUSSION.** A discussion on the definition of heavy
24 equipment.

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26 Wendy Dowland, Public Works Assistant, explained the Planning Commission has been reviewing a
27 definition for heavy equipment and has forwarded their recommendation onto the Council. Wendy
28 explained the Planning Commission reviewed applications for a conditional use permit for water transport
29 and snow removal services in residential zones and during discussion it was brought up about the
30 number of pieces of equipment allowed on a residential property. Wendy inquired if the Council was
31 satisfied with the proposed definition and if they wanted to amend the Land Management Code or
32 address it in the conditional use permit process.

33
34 The Council held discussion on the following:

- 35 1. Mayor Pro Tem Calloway inquired if the two Council Members wanted to proceed with the
36 agenda topic or if they would like to wait until all of the Council was present to discuss this topic.
37 Both Council Member Bourne and Council Member Freeberg stated they would like to proceed
38 with the agenda item.
- 39 2. Mayor Pro Tem Calloway stated he would like to see the definition identified in the Land
40 Management Code definitions and recommended the word "large" when talking about skid steers
41 loaders be removed. Mayor Pro Tem Calloway commented it would be more encompassing for
42 all equipment to be included in the definition.
- 43 3. Council Member Freeberg suggested the term identify whether it is for hire since there are
44 several small skid steer loaders that are used for personal use. The difference should be private
45 vs. commercial use.
- 46 4. Bret explained the town adopted a 1998 ordinance which gives a definition to heavy equipment
47 and staff could update the 1998 ordinance and remove the clause referring to the weight of the
48 equipment.
- 49 5. Mayor Pro Tem Calloway commented the Council needs to separate the issues from conditional
50 use permit (CUP) and the average homeowners who use equipment for their personal benefit.
- 51 6. Council Member Freeberg suggested the definition be identified in the Land Management Code
52 under definitions.

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54 **Consensus of the Council:** Identify the definition in the Land Management Code and delete the
55 word "large" in the definition proposed and re-insert some of the 1998 ordinance language into the
56 definition. The basic rule is one piece of equipment on a property whether it is commercial or for



private use and if the individual wants more than one piece of equipment in a non-industrial zone property, they would need to apply for a conditional use permit. Staff will bring the base regulations back to the Planning Commission for their recommendation on the number of attachments allowed.

3. BRISTLECONE POND/PARK SIGN DISCUSSION. Discussion on a proposed sign for the Bristlecone Pond/Park area.

Wendy Dowland, Public Works Assistant, presented picture options for a proposed sign for the Bristlecone Park area (see attached). Wendy explained she is seeking Council's input on the style of sign and the placement of the signs. Wendy recommended the Council consider a stone sign since it would blend with the natural landscape and recommended the placement be at two locations: 1) off highway 143, and 2) the dam area. The cost for both signs is approximately \$6,000 if the Council were to choose the red stone type of sign.

The Council held discussion on the following:

1. The brown colored stone is approximately \$5,000 for the signs.
2. Stones and boulders could be pulled from the surrounding area to cover the base of the signs.
3. The sign should identify "Bristlecone Park" since it would include the entire area (park/pond).
4. If the Council desires, logs could be added in the future to the sides of the signs.

Consensus of the Council: Identify the brown color natural stone look with boulders and stones at the base of the signs and the wording "Bristlecone Park" along with a design on the signs. Two signs will be constructed. Staff will present a final design of the signs for Council's approval.

G. ADJOURNMENT

Motion: Council Member Bourne moved to adjourn the regular meeting of the Brian Head Town Council for August 9, 2016. Council Member Freeberg seconded the motion.

Action: **Motion carried 3-0-0 (summary: Yes = 3 Vote: Yes:** Council Member Bourne, Council Member Freeberg, Mayor Pro Tem Calloway. **Absent:** Council Member Wilson, Mayor Deutschlander).

The regular meeting of the Brian Head Town Council was adjourned at 2:00 pm for August 9, 2016.

August 23, 2016

Date Approved

Nancy Leigh, Town Clerk

